

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

June 5, 2014

Elisabeth A. Shumaker
Clerk of Court

DAVID CALDER, individually and as
Father and Guardian of HMP, a deceased
minor,

Plaintiff - Appellee,

v.

BLITZ U.S.A., INC.,

Defendant - Appellant.

No. 11-4039
(D.C. No. 2:07-CV-00387-TC)

ORDER

This matter is before the court on the parties' joint *Stipulation to Dismiss*, which is construed as a motion to voluntarily dismiss this proceeding pursuant to Fed. R. App. P. 42(b). So construed, the motion is granted. *See* 10th Cir. R. 27.3(A)(9).

A copy of this order shall stand as and for the mandate of the court.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk



by: Jane K. Castro
Counsel to the Clerk